

# PUBLIC WORKSHOP NOTICE

April 21, 2005

**TO: INTERESTED PARTIES**  
**FROM: EXECUTIVE OFFICER/APCO**  
**SUBJECT: PROPOSED AMENDMENTS TO REGULATION 3: FEES**

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On **Friday, May 6, 2005, starting at 10:00 AM**, the staff of the Bay Area Air Quality Management District will conduct a public workshop to discuss proposed amendments to District Regulation 3: Fees. The workshop will be held in the 7<sup>th</sup> floor Board of Directors meeting room at the **District's office located at 939 Ellis Street in San Francisco**.

The proposed amendments to the District's fee regulation would be effective on July 1, 2005, and would increase fee revenue in order to enable the District to address increasing regulatory program activity costs. The following changes in the District's Fee Schedules are proposed:

Schedule A	Hearing Board	15% increase
Schedule B	Combustion of Fuels	5% increase
Schedule C	Stationary Containers for the Storage of Organic Liquids	No change
Schedule D	Gasoline Transfer at Gasoline Dispensing Facilities, Bulk Plants and Terminals	15% increase
Schedule E	Solvent Evaporating Sources	15% increase
Schedule F	Miscellaneous Sources	15% increase
Schedule G1	Miscellaneous Sources	15% increase
Schedule G2	Miscellaneous Sources	5% increase
Schedule G3	Miscellaneous Sources	No change
Schedule G4	Miscellaneous Sources	No change
Schedule H	Semiconductor and Related Operations	15% increase
Schedule I	Dry Cleaners	15% increase
Schedule K	Solid Waste Disposal Sites	15% increase
Schedule L	Asbestos Operations	No change
Schedule M	Major Stationary Source Fees	15% increase
Schedule N	Toxic Inventory Fees	5% increase
Schedule P	Major Facility Review Fees	15% increase
Schedule Q	Excavation of Contaminated Soil and Removal of Underground Storage Tanks	No change

In addition, the following specific fees listed in Regulation 3 would be increased by 5 percent:

- Section 3-302: New and modified source filing fee
- Section 3-309: Duplicate permit fee
- Section 3-311: Banking filing fee and withdrawal fee
- Section 3-312: Regulation 2, Rule 9 Alternative Compliance Plan fee
- Section 3-327: Permit to Operate renewal processing fee

Finally, the following fees would be added or amended:

- New fee to extend the term of an Authority to Construct
- New fee for a Potential to Emit (PTE) demonstration
- Increased fee for a Health Risk Screening Analysis
- Increased fee for refinery flares (move from Schedule G-1 to G-3)

The District's proposal is based largely on the results and recommendations of a study recently completed for the District by the accounting firm Stonefield Josephson, Inc. (*Bay Area Air Quality Management District Cost Recovery Study, Final Report; March 30, 2005*). This Cost Recovery Study concluded that, on an overall basis, existing fee revenue is far less than the District's regulatory program activity costs. The Study recommended that, if this revenue gap is to be reduced, fees should be increased by more than a Cost of Living Adjustment. The proposed fee increases for the various Fee Schedules are based on the magnitude of the revenue gap for each Schedule as determined in the Cost Recovery Study.

#### **Visit the District's Website for More Information**

This notice, the proposed amendments to Regulation 3, and a Fact Sheet are available on the District's website at <http://www.baaqmd.gov/pln/ruledev/workshops.asp>. Copies are also available by calling the Engineering Division at (415) 749-4990. Staff will discuss the proposed amendments at the workshop, and will receive written comments until Friday, May 13, 2005. Please direct comments or questions to Brian Bateman, the District's Director of Engineering, at (415) 749-4653, or electronically at [bbateman@baaqmd.gov](mailto:bbateman@baaqmd.gov).

#### **PUBLIC TRANSPORTATION**

**MUNI -- #47 AND 49 NORTH AND SOUTH ON VAN NESS AVENUE**

**BART -- CIVIC CENTER STATION 8<sup>TH</sup> AND MARKET STREETS**

Attendees are encouraged to ride public transit, rideshare, bicycle, walk or use other non-motorized modes to and from the workshops.